



IPW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Re application of : Confirmation No. 6879
Yoshihiro UENO et al. : Docket No. 2003_1231A
Serial No. 10/670,366 : Group Art Unit 2652
Filed September 26, 2003 :

HEAD SUPPORT DEVICE AND DISK
DRIVE USING SAME

PRELIMINARY AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975

Sir:

Kindly amend the above-identified application as follows:

Adjustment date: 06/21/2005 SDIRETA1
12/07/2004 DJOHNSON 00000003 230975 10670366
01 FC:1202 18.00 CR

12/07/2004 DJOHNSON 00000003 230975
01 FC:1202 18.00 CR

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KREMBLAS, FOSTER, PHILLIPS & POLLOCK

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COLUMBUS, OHIO
PATENTS, TRADEMARKS AND COPYRIGHTS
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May 16, 2005

**VIA FACSIMILE
(703) 308-5077**

Director of Patents & Trademarks
Refund Branch

Re: Deposit Account No. 13 -3393
Request for Refund

Dear Sirs:

In performing an audit of our deposit account, we found a charge in the amount of \$510.00 on April 20, 2005 for a 3-month extension of time. However, the Notice of Appeal for application Serial No. 10/141,033 was filed on April 11, 2005 and in a timely manner as indicated by the attached documents.

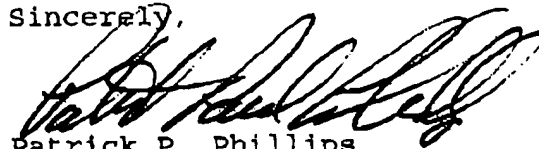
The original Office Action dated October 18, 2004 was not received by our firm until January 12, 2005. At that time, we petitioned the Patent Office to reset the date of the Office Action to the date of actual receipt, i.e., January 12, 2005. Our petition was granted on February 18, 2005. The Notice of Appeal was filed on April 11, 2005, within the 3-month non-fee period from the reset date of January 12, 2005. As such, no three month extension of time was necessary and the \$510.00 charge should be refunded to our deposit account.

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Director of Patents & Trademarks
Refund Branch
May 16, 2005
Page 2

Also, when this \$510 was charged to our deposit account it brought our balance below \$1,000. Therefore, we are also requesting that the \$25.00 service charge also be refunded to our deposit account since the \$510.00 was not an error on our part.

Sincerely,



Patrick P. Phillips
Reg. No. 29,690

PPP/hw

Enclosures - Copy of April 2005 Deposit Account Statement
Copy of Decision on Petition to Reset a
Period for Reply containing 2 pages
Notice of Appeal

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Deposit Account Statement

Page 1 of 1



United States
Patent and
Trademark Office

Deposit Account Statement

Requested Statement Month: April 2005
Deposit Account Number: 133393
Name: KREMBLAS, FOSTER, MILLARD & POLLOCK
Attention: SIDNEY W. MILLARD
Address: 7832 SLATE RIDGE BLVD
City: REYNOLDSBURG
State: OH
Zip: 43068
Country: UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
04/05	2	10841285	NGIBIX 113 DIV	1251 <i>Firm</i>	\$120.00	\$2,128.00
04/15	5	78255244	GOTZF 141 (FHF)	6004 <i>FHF</i>	\$300.00	\$1,828.00
04/15	5	10151213	BERM/K150	2251 <i>Firm</i>	\$80.00	\$1,768.00
04/15	6	78255244	GOTZF 141 (FHF)	6003 <i>FHF</i>	\$100.00	\$1,668.00
04/19	9	09995147	GOTZF131	1252 <i>FHF</i>	\$450.00	\$1,218.00
04/20	8	10141033	H042.1.2	2253 <i>PDP</i>	\$510.00	\$708.00
04/22	8	10508358	KUCHF 100	2615 <i>FHF</i>	-\$9.00	\$717.00
04/29	115	SERVICE CHARGE		9202	\$25.00	\$692.00
		START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE	
		\$2,248.00	\$1,565.00	\$9.00	\$692.00	

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Commissioner for Patents
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MAILED
FROM DIRECTORS OFFICE

FEB 18 2005

TECHNOLOGY CENTER 3600

Philip J. Pollick
P.O. Box 141363
Columbus, OH 43214-6363

In re application of
Shuji Mori
Application No. 10/141,033
Filed: May 7, 2002
For: METHOD OF DETERMINING
PETROLEUM LOCATION

DECISION ON PETITION
TO RESET A PERIOD
FOR REPLY

This is a decision on the Petition to Reset the Period for Reply, filed in the Patent and Trademark Office on January 13, 2005 and supplemented on January 31, 2005. There is no fee required for this petition.

The petition is GRANTED.

A final Office action was mailed on October 18, 2004, setting forth a three-month shortened statutory period for response. Petitioner urges that the above-note Office action was not received until January 12, 2005, and that more than two months of the response period had already expired.

In accordance with MPEP 710.06, the Office will grant a petition to reset the period for reply when the following criteria are met: (A) the petition is filed within 2 weeks of the date of receipt of the Office action at the correspondence address; (B) a substantial portion of the set reply period had elapsed on the date of receipt (e.g. at least 1 month of a 2- or 3- month reply period had elapsed); and (C) the petition includes (1) evidence showing the date of receipt of the Office action at the correspondence address, and (2) a statement setting forth the date of receipt of the Office action at the correspondence address and explaining how the evidence being presented establishes the date of receipt.

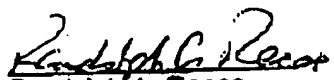
The original petition in conjunction with the supplement meets all of the above requirements.

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The time period set in the final Office action is, therefore, reset to run three months from the date of receipt of the Office action, January 12, 2005.

SUMMARY: The Petition to Reset Time Period is GRANTED.


Randolph A. Reese
Special Programs Examiner
Patent Technology Center 3600
(703) 308-2121

RAR: 2/18/05

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PTO/SB/31 (28-04)
Approved for use through 07/31/2006, OMB 0351-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) H042.1.2	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on April 11, 2005 Signature <u><i>Mary L. Pollick</i></u> Typed or printed name Mary L. Pollick		In re Application of Mori Application Number 10/141,033 Filed May 7, 2002 For Method of Determining Petroleum Location Art Unit 3662 Examiner Ian J. Lobo	
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner. The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 500.00 <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 250.00 <input checked="" type="checkbox"/> A check in the amount of the fee is enclosed. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 13-3393 . I have enclosed a duplicate copy of this sheet. <input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed. <p style="font-size: small;">WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> I am the <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 2.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96) <input checked="" type="checkbox"/> attorney or agent of record. Registration number 29,692 614 263 8990 <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration number is acting under 37 CFR 1.34. April 11, 2005 <p style="font-size: small;">NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.</p>			
<input checked="" type="checkbox"/> Total of 1 forms are submitted.			

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes in to prepare an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes in to prepare an application, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FREE OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-0199 and select option 2.